

OCT. 27. 2005 12:20PM

REG. NO. 1010 Rec'd PCT/PTO 27 OCT 2005
CENTRAL FAX CENTER NO. 8514 P. 1

OCT 27 2005

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MS PCT

DATE: *October 27, 2005*

PTO IDENTIFIER: Application Number 10/527649
Patent Number

Inventor: Gordon Calundann et al.

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FROM: CONNOLLY BOVE LODGE & HUTZ LLP
Ashley I. Pezzner

PHONE: (302) 658-9141

Attorney Dkt. #: 12834-00010-US

PAGES (Including Cover Sheet): 5

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CONNOLLY BOVE LODGE & HUTZ LLP
1007 North Orange Street, P.O. Box 2207, Wilmington, Delaware 19899
Telephone: (302) 658-9141 Facsimile: (302) 658-5614

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Transmittal Of Translation Of International Preliminary Examination
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CENTRAL FAX CENTER

NO. 8514 P. 3

Application No.: 10/527649

OCT 27 2005

Docket No.: 12834-00010-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gordon Calundann et al.

Application No.: 10/527649

Confirmation No.: N/A

Filed: March 14, 2005

Art Unit: N/A

For: PROTON-CONDUCTING MEMBRANE AND
ITS USE

Examiner: Not Yet Assigned

**TRANSMITTAL OF TRANSLATION OF INTERNATIONAL PRELIMINARY
EXAMINATION REPORT**


MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits herewith the English-language translation of the International Preliminary Examination Report in the corresponding international patent application.

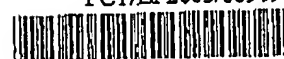
Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 12834-00010-US from which the undersigned is authorized to draw.

Respectfully submitted,

By 
Ashley I. Pezzner
Registration No.: 35,646
CONNOLLY BOVE LODGE & HUTZ LLP
1007 North Orange Street
P.O. Box 2207
Wilmington, Delaware 19899
(302) 658-9141
(302) 658-5614 (Fax)
Attorney for Applicant

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PATENT COOPERATION TREATY



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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 2002/CVG031	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/EP2003/009198	International filing date (day/month/year) 20 August 2003 (20.08.2003)	Priority date (day/month/year) 13 September 2002 (13.09.2002)
International Patent Classification (IPC) or national classification and IPC H01M 8/10		
Applicant PEMEAS GmbH		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 2 sheets, including this cover sheet.

☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of _____ sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of submission of the demand 07 April 2004 (07.04.2004)	Date of completion of this report 11 August 2005 (11.08.2005)
Name and mailing address of the IPEA/EP	Authorized officer
Facsimile No.	Telephone No.

Form PCT/IPEA/409 (cover sheet) (July 1998)

**INTERNATIONAL PRELIMINARY
EXAMINATION REPORT**

International application No. PCT/EP2003/009198

I. Basis of the report

The basis of international preliminary examination report is the application as originally filed.

V. Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability

In light of the documents cited in the international search report, it is considered that the invention as defined in at least some of the claims does not appear to meet the criteria mentioned in Article 33(1) PCT, i.e. does not appear to be novel and/or to involve an inventive step (see international search report, in particular the documents cited X and/or Y and corresponding claim references).